



THE COUNCIL OF THE CITY OF BINGHAMTON
STATE OF NEW YORK

Date: July 2, 2013

Sponsored by Council Members: Motsavage, Matzo, Berg, Webb, Rennia, Mihalko, Papastrat

Introduced by Committee: Municipal and Public Affairs

ORDINANCE

entitled
AN ORDINANCE AUTHORIZING A
MUNICIPAL COOPERATION AGREEMENT
FOR FIRE PROTECTION FOR BROOME/TIOGA
BOCES FACILITY AT 435 GLENWOOD ROAD,
BINGHAMTON, NEW YORK

WHEREAS, on or about September 16, 2003, the City of Binghamton entered into an Agreement with the Broome/Tioga BOCES for fire protection services for the BOCES facility located at 435 Glenwood Road, in the Town of Dickinson (the "Agreement") for an initial five (5) year term with a five (5) year renewal; and

WHEREAS, the Agreement was extended to June 30, 2013; and

WHEREAS, the City and Broome/Tioga BOCES wish to further extend the Agreement for a five (5) year term to begin as of July 1, 2013, through June 30, 2018, at a fee of \$30,000 per year.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain:

Section 1. That the Mayor or the Fire Chief is hereby authorized to execute an agreement, approved as to form and content by the Office of Corporation Counsel, with the Broome/Tioga BOCES for fire protection services for the BOCES facility located at 435 Glenwood Road, in the Town of Dickinson for a five (5) year term to begin as of July 1, 2013, through June 30, 2018, at a fee of \$30,000 per year..

Section 2. That this Ordinance shall take effect immediately.

I hereby certify the above to be a true copy
of the legislation adopted by the Council
of the City of Binghamton at a meeting
held on 7/2/13. Approved by the
Mayor on 7/3/13.



I hereby certify the above to be a true copy
of the resolution adopted by the Council
of the City of Binghamton at a meeting
held on _____ approved by the
Mayor on _____

Introductory No. O13-51

Permanent No. O13-47

Sponsored by City Council Members:

Motsavage, Matzo, Berg, Webb, Rennia, Mihalko,
Papastrat

AN ORDINANCE AUTHORIZING A MUNICIPAL
COOPERATION AGREEMENT FOR FIRE
PROTECTION FOR BROOME/TIOGA BOCES
FACILITY AT 435 GLENWOOD ROAD,
BINGHAMTON, NEW YORK

The within Ordinance was adopted by the Council of
the City of Binghamton.

Date July 2, 2013
Debra L. Blum
City Clerk

Date Presented to Mayor July 3, 2013

Date Approved 7/3/13
Matthew T. Dyg
Mayor

	Ayes	Nays	Abstain	Absent
Motsavage	✓			
Mihalko	✓			
Rennia	✓			
Webb	✓			
Papastrat	✓			
Matzo	✓			
Berg	✓			
Total	7	0	0	0

☐ Code of the City of Binghamton

☒ Adopted ☐ Defeated

7 Ayes 0 Nays 0 Abstain 0 Absent

MUNICIPAL COOPERATION AGREEMENT FOR FIRE PROTECTION

PARTIES: Broome-Tioga Board of Cooperative Educational Services, 435 Glenwood Road, Binghamton, New York 13905 (BOCES)

And

City of Binghamton, Municipal Plaza, Binghamton, New York 13901
(City)

RECITALS:

- BOCES has an educational complex located on Glenwood Road, Binghamton New York, the *property*, and desires to provide for fire protection.
- The City has a professional fire department which can provide fire protection coverage.
- BOCES and the City desire to enter into a municipal cooperative agreement under the provisions of General Municipal Law § 199-o in relation to fire protection.

THE PARTIES AGREE AS FOLLOWS:

1. **Fire Protection.** The City agrees to provide suitable apparatus and appliances for the furnishing of fire protection to the property and when notified by alarm, telephone, or any other manner of a fire within the property, the City will respond and attend to the fire without delay and with suitable apparatus and appliances and that the fireman of the City will proceed diligently and in every way reasonably suggested to extinguish the fire to save life and property and investigate the cause.
2. **Consideration.** In consideration of furnishing such fire protection, BOCES will pay to the City the sum of \$30,000 for each school year for a five year term commencing on July 1, 2013 and ending June 30, 2018. A school year is defined as a period from July 1 to June 30 of the following year. The payments will be made quarterly, or in such other manner as the parties may agree to in writing.
3. **Term and One Renewal Option.** This contract will be in full force and effect for a five year term commencing on July 1, 2013 and ending June 30, 2018. This contract can be renewed by mutual agreement by the parties for an additional 5 year term, which would run from July 1, 2018 to June 30, 2023. If the parties wish to renew this contract the term of July 1, 2018 to June 30, 2023, they must agree to such renewal in writing. The parties may negotiate new terms prior to renewing this contract.

